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**UNITED STATES PATENT AND TRADEMARK OFFICE**

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UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

January 11, 2006

NORRIS, MCLAUGHLIN & MARCUS, PA  
875 THIRD AVENUE  
18TH FLOOR  
NEW YORK, NY 10022  
US

Dear Sir/Madam,

Your refund request for 09913631 in the amount of \$1,650.00 has been denied .

claims withdrawn can not be refunded. Must be cancelled. Terminology makes the difference.

Sincerely,

ELEANOR KURTZ  
Technical Center Others  
703 308-9010 x177

CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that the foregoing correspondence is being or facsimile transmitted to the U.S. Patent and Trademark Office.  
 Fax: 571-273-6500 on the date shown below to:

Date: December 5, 2005

Name: Agata Gliniska  
 Agata Gliniska

Docket No. 100725-6  
 Kreisler 1086-KGB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Charlotte HAUSER-FUNKE  
 Serial No.: 09/913,631  
 Filed: January 16, 2003  
 For: Hormone-hormone receptor complexes and nucleic acid constructs  
 and their use in gene therapy  
 Art Group: 1632  
 Examiner: Louis D. Lieto

Commissioner for Patents  
 Refund Section, Accounting Division  
 Office of Finance  
 P.O. Box 1450  
 Arlington, VA 22313-1450

**REQUEST FOR REFUND  
 (IMPROPER CHARGE OF DEPOSIT ACCOUNT)**

**I. REFUND REQUEST**

This is a request for a refund, with respect to the charge to Deposit Account No. 14-1263, for the above identified patent application.

**II. FEES CHARGED FOR WHICH REFUND REQUESTED**

	Refund Requested
<input type="checkbox"/> Filing fee	
<input type="checkbox"/> Surcharge for filing the basic filing fee on a date later than the filing fee of the application (37 CFR § 1.16(e))	
and/or	

<input type="checkbox"/>	Surcharge for filing the oath or declaration on a date later than the filing date of the application (37.CFR § 1.16(e))	
<input type="checkbox"/>	Extension of the term for first month	
<input type="checkbox"/>	Excess Claims	
<input type="checkbox"/>	Issue Fee	
<input type="checkbox"/>	Petition Fee	
<input checked="" type="checkbox"/>	Other- Claims in excess of twenty (\$850.00) Independent claims in excess of three (\$800.00)	850 + 800 = 1650
	<b>TOTAL REFUND REQUESTED</b>	<b>\$1650.00</b>


### III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

The response to Office Action dated April 20, 2005, filed on October 19, 2005 did not include any new claims. However, the Deposit Account Statement for October 2005 states that a total claim fee of \$1650.00 was debited from Deposit Account No. 14-1263 for the subject response on October 26, 2005. We believe that this is an error and this *Request for Refund* seeks a refund of \$1650.00.

### IV. MANNER OF REFUND

Please make refund by crediting Deposit Account No. 14-1263.

Respectfully Submitted,



Paul S. Lim  
Reg. No. 55,383

Norris, McLaughlin & Marcus P.A.  
875 third Avenue, 18<sup>th</sup> Floor  
New York, N.Y. 10022  
Telephone: (212) 808-0700  
Telecopier: (212) 808-0844

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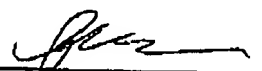
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